

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION

IN RE: NATIONAL PRESCRIPTION  
OPIATE LITIGATION

*This document relates to:*

*All Cases Noted on Attached Appendix*

MDL No. 2804

Case No. 1:17-md-2804

JUDGE DAN AARON POLSTER

**STIPULATION OF DISMISSAL WITH PREJUDICE  
PURSUANT TO NEW MEXICO SETTLEMENT AGREEMENT**

The undersigned Parties (the “Parties”) have settled the above-referenced litigation against Defendant West-Ward Pharmaceuticals Corporation n/k/a Hikma Pharmaceuticals USA Inc. (“Hikma”) pursuant to the Hikma New Mexico Settlement Agreement, executed on April 3, 2023, in which Plaintiffs – the New Mexico subdivisions listed in **Appendix A** – have elected to participate. Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), Plaintiffs and Hikma agree that all claims of Plaintiffs in the actions identified in **Appendix A** against Hikma and the Releasees (as defined in the Hikma New Mexico Settlement Agreement) are dismissed with prejudice, with each party to bear its own costs.

Dated November 15, 2023

Respectfully submitted,

**ATTORNEYS FOR PLAINTIFFS**

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*Attorneys for Defendant  
West-Ward Pharmaceuticals Corporation n/k/a  
Hikma Pharmaceuticals USA Inc.*

SO ORDERED this \_\_\_\_ day of \_\_\_\_\_, 2023.

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Hon. Dan Aaron Polster  
United States District Judge

**CERTIFICATE OF SERVICE**

I hereby certify that on November 15, 2023, I electronically filed the foregoing with the Clerk of Court by using the CM/ECF system. Copies will be served upon counsel of record by, and may be obtained through, the Court CM/ECF system.

/s/Peter J. Mougey\_\_\_\_\_

# **APPENDIX A**

Subdivision	State	Signed with Permission	Jurisdiction	Docket Number
Bernalillo County	NM	Levin, Papantonio, Rafferty, Proctor, Buchanan, O'Brien, Barr and Mougey, P.A.	NDOH	1:19-op-45301
Cibola County	NM	Levin, Papantonio, Rafferty, Proctor, Buchanan, O'Brien, Barr and Mougey, P.A.	NDOH	1:19-op-45321
Colfax County	NM	Simmons Hanly Conroy/Crueger Dickinson	NDOH	1:21-op-45055
Curry County	NM	Levin, Papantonio, Rafferty, Proctor, Buchanan, O'Brien, Barr and Mougey, P.A.	NDOH	1:19-op-45347
County of Hidalgo	NM	Levin, Papantonio, Rafferty, Proctor, Buchanan, O'Brien, Barr and Mougey, P.A.	NDOH	1:19-op-46069
Lea County	NM	Levin, Papantonio, Rafferty, Proctor, Buchanan, O'Brien, Barr and Mougey, P.A.	NDOH	1:19-op-45266
Luna County	NM	Simmons Hanly Conroy/Crueger Dickinson	NDOH	1:21-op-45056
Santa Fe County	NM	Simmons Hanly Conroy/Crueger Dickinson	NDOH	1:18-op-45776
Socorro County	NM	Levin, Papantonio, Rafferty, Proctor, Buchanan, O'Brien, Barr and Mougey, P.A.	NDOH	1:19-op-45323
Torrance County	NM	Simmons Hanly Conroy/Crueger Dickinson	NDOH	1:22-op-45004
Union County	NM	Simmons Hanly Conroy/Crueger Dickinson	NDOH	1:21-op-45057
Valencia County	NM	Levin, Papantonio, Rafferty, Proctor, Buchanan, O'Brien, Barr and Mougey, P.A.	NDOH	1:19-op-45324
Española City	NM	Levin, Papantonio, Rafferty, Proctor, Buchanan, O'Brien, Barr and Mougey, P.A.	NDOH	1:19-op-46142
Hobbs City	NM	Levin, Papantonio, Rafferty, Proctor, Buchanan, O'Brien, Barr and Mougey, P.A.	NDOH	1:19-op-46068
Lincoln County	NM	Levin, Papantonio, Rafferty, Proctor, Buchanan, O'Brien, Barr and Mougey, P.A.	NDOH	1:19-op-45513
Eddy County	NM	Simmons Hanly Conroy/Crueger Dickinson	NDOH	1:22-op-45015
Rio Arriba County	NM	Napoli Shkolnik, PLLC	NDOH	1:19-op-45054
Roosevelt County	NM	Napoli Shkolnik, PLLC	NDOH	1:18-op-46343
San Juan County	NM	Simmons Hanly Conroy/Crueger Dickinson	NDOH	1:18-op-45829
Sandoval County	NM	Napoli Shkolnik, PLLC	NDOH	1:19-op-45421
Grant County	NM	Napoli Shkolnik, PLLC	NDOH	1:19-op-45108